## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:

Vincent Jemelin et al.

Examiner:

Rishi Gopal Verma

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**Art Unit:** 

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A MEDICAL DEVICE OR

THE LIKE

Confirmation No.: 8464

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

## RESPONSE TO RESTRICTION REQUIREMENT UNDER 37 C.F.R. § 1.143

Sir:

In response to the Official Action dated August 6, 2009 and in accordance with the provisions of 37 C.F.R. § 1.143, Applicants provisionally elect, without traverse, the subject matter of Species 1, drawn to Figures 3-4C of the application, for continued prosecution on the merits. Claims 28-33, 38, 44, 53, 56 and 59 read on the elected species.

## **CERTIFICATION OF ELECTRONIC FILING**

I hereby certify that this correspondence is being deposited with the United States Patent and Trademark Office via Electronic Filing through the United States Patent and Trademark Office e-business website.

Dated: February 5, 2010

/Peter I. Bernstein/ Peter I. Bernstein